

PACE, the Suburban Bus Division of the
Regional Transportation Authority,

Complainant,

v.

COMMONWEALTH EDISON COMPANY.

Respondent.

Complaint as to electrical service rates at PACE's Melrose Park, Illinois facility.

Docket No. 00-0280

**COMED'S RESPONSE TO
PACE'S MOTION FOR LEAVE TO FILE**

Commonwealth Edison Company ("ComEd"), by its attorneys, and for its response to Pace's Motion for Leave to File, states as follows:

1. ComEd has no objection to Pace's Motion. However, ComEd does request that if Pace's Motion is granted and if Pace is allowed to file its briefs referred to in the Motion late, that ComEd be given a similar extension for the filing of its own response briefs.
2. The briefs that Pace seeks leave to file were due on November 21, 2000, but were not served by Pace until November 30, 2000 -- nine days late. ComEd thus seeks a nine-day extension of time -- from December 19 to December 28 -- for the filing of its responses to Pace's briefs.
3. The briefing schedule in this case also permits Pace to file a reply to ComEd's response brief concerning Count II of its Complaint. Pace's reply brief is

due on January 19, 2001. If the time for filing ComEd's response brief is extended, ComEd has no objection to extending the time for the filing of Pace's reply. ComEd would note, however, that if Pace's reply brief date is extended, the hearing on the pending motions set for January 24, 2001, would need to be re-scheduled.

4. ComEd thus suggests that:

- PACE should be given leave to file its briefs discussed in the Motion instant; and
- ComEd be given until December 28, 2000 to file its response briefs;
- Pace be given until January 29, 2001 to file its reply in support of Count II; and
- the hearing set for January 24, 2001, be re-scheduled to a mutually agreeable alternative date.

WHEREFORE, for all of the reasons set forth above, ComEd states that it has no objection to PACE's Motion, but asks that the briefing schedule in this matter be adjusted in the manner discussed above if the Motion is granted.

Dated: December 8, 2000

Respectfully submitted,

COMMONWEALTH EDISON COMPANY

By: 
One of its Attorneys

Robert C. Feldmeier
Michael S. Baig
Hopkins & Sutter
Three First National Plaza
Suite 4100
Chicago, Illinois 60602
(312) 558-6600

CERTIFICATE OF SERVICE

I, Robert C. Feldmeier, hereby certify that I served copies of ComEd's Response to Pace's Motion for Leave to File upon the following parties, on December 8, 2000, as indicated below:

Hearing Examiner Sherwin H. Zaban
Illinois Commerce Commission
State of Illinois Building
160 North LaSalle Street, C-800
Chicago, Illinois 60601-3104
(by messenger)

Ellen Champagne
Pace Suburban Bus Service
550 West Algonquin Road
Arlington Heights, IL 60005
(by Federal Express)


Robert C. Feldmeier

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

COMMONWEALTH EDISON COMPANY

:
:
:
:
:
:

No. 00-0280

Complaint as to electrical service rates at
PACE's Melrose Park, Illinois facility

NOTICE OF FILING

TO: See Certificate of Service.

PLEASE TAKE NOTICE that on this date we have filed with the Chief Clerk of the Illinois Commerce Commission, 527 East Capitol Avenue, Springfield, Illinois 62701, Commonwealth Edison Company's Response to PACE's Motion for Leave to File in the above entitled matter.

DATED: December 8, 2000


Robert C. Feldmeier

Robert C. Feldmeier
Michael S. Baig
HOPKINS & SUTTER
70 West Madison Street
Suite 4100
Chicago, Illinois 60602
(312) 558-6600